



Initial Review
BOX AF

750-140
110-115

GP1211

#35

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Heribert SCHMITT-WILLICH et al.

Serial No.: 08/319,357

Filed: October 6, 1994

For: DERIVATIZED DTPA COMPLEXES, PHARMACEUTICAL AGENTS CONTAINING THESE COMPOUNDS, THEIR USE, AND PROCESSES FOR THEIR PRODUCTION

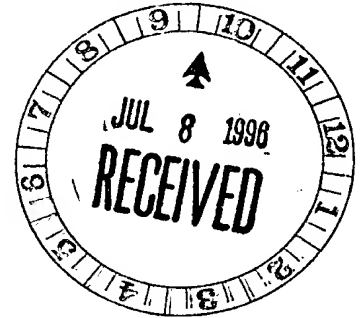
BOX AAFR

Group Art Unit: 1211

Examiner: L. Chapman

**REQUEST FOR TRANSITIONAL
EXAMINATION UNDER 37 C.F.R. §1.129(a)**

Assistant Commissioner for Patents
Washington, D.C. 20231



SIR:

In accordance with the transitional procedures of 37 C.F.R. §1.129(a), applicants hereby request withdrawal of finality of the Office Action of November 30, 1995. The application satisfies the requirements under Rule 129(a), i.e., it has an effective pendency of at least 2 years as of June 8, 1995, taking into account reference to an earlier filed application under 35 U.S.C. §120. In addition, filed herewith is the \$750.00 statutory fee under 37 C.F.R. §1.17(r) which is being filed prior to the filing of an Appeal Brief and prior to the abandonment of the above-identified application.

Applicants request that the time for taking action in the above-identified application be extended pursuant to 37 C.F.R. §1.136(a). The statutory fee of \$110.00 for a one-month extension of time is included in the attached check.

In light of the above, applicants are entitled to have a first submission entered and considered on the merits after final rejection in accordance with Rule 129(a). Also filed herewith are copies of two Declarations under 37 C.F.R. §1.132 which were previously submitted but not considered.

Respectfully submitted,

Brion P. Heaney (Reg. No. 32,542)

Attorney for Applicants

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Filed: July 1, 1996